	1 2 3 4 5		ATTORNEY'S DOCKET NO. P03773US1 EXPRESS MAIL LABEL # EL327120380US MAILED: January 7, 2000
	6 7 8 9	TITLE: POSITION AND	ALYSIS SYSTEM AND METHOD
	10	Inventor:	Bill J. Bonnstetter
	11 12 13 14	Citizenship:	United States
	15 16 17	Residence:	Scottsdale, Arizona 85254 Maricopa County
	18 19 20 21 22 23	Mailing Address:	6602 E. Ludlow Dr. Scottsdale, Arizona 85254
	24 25 26	Inventor:	Susan J. Fronk
	29	Citizenship:	United States
	30 31 32 33 34	Residence:	Anthem, Arizona Maricopa County
	35 36 37 38 39	Mailing Address:	3221 W. Hazelhurst Lane Anthem, Arizona 85086-1001

#### CROSS-REFERENCE TO RELATED APPLICATION

- This application claims the benefit of U.S.
- 3 Provisional Application Serial No. 60/115,300 filed January
- 4 8, 1999.

1

#### 5 II. INCORPORATION BY REFERENCE

- The entire contents of U.S. Patent Number 5,551,880,
- 7 issued September 3, 1996, are incorporated by reference
- 8 herein.

#### 9 III. BACKGROUND OF THE INVENTION

### 10 A. Field of the Invention

- 11 The present invention relates to a system and method
- 12 of testing or interviewing persons for a particular job or
- 13 work position, and in particular, to a system and method
- 14 for improving the likelihood the person will perform highly
- in the particular job or assisting the person to increase
- 16 performance in the particular job, particularly jobs that
- 17 require human interaction.

#### 18 B. Problems in the Art

- 19 It is difficult to accurately predict how successful a
- 20 person will be in a particular job or work position.
- 21 Traditional hiring practices involve reviewing a potential
- 22 employee's resume and personally interviewing the
- 23 candidate. Studies have found this a remarkably
- 24 ineffective, or at least unpredictable, method of hiring
- 25 highly performing individuals for particular jobs. For
- 26 example, a recent university study suggests that while 90%

- of employees are hired by personal interviews, only 14% of
- 2 those hired turn out to be highly successful in the
- 3 particular job.
- 4 It is believed that the reason for the low success
- 5 rate is due in part to human nature. Interviews have
- 6 conscious or unconscious biases that effect judgment or
- 7 ability to predict a success employee. Or interviewers do
- 8 not know the important matters about the job and/or the
- 9 person in relation to the job to effectively interview the
- 10 potential employee. See, for example, Plotkin, Harris,
- 11 "Building a Winning Team", Griffen Publishing, 544 Colorado
- 12 Street, Glendale, CA (1997).
- 13 People have been using skills for selection of
- 14 employees for years. However, they can not validate the
- 15 process. They are biased and can not identify if they are
- 16 measuring a skill, behavior or attitude, for example. If
- 17 skills always led to performance, all CPA's, attorneys,
- 18 medical doctor, nurses, engineers and artists would be
- 19 successful. If intelligence always led to success, all
- 20 valedictorians would be successful.
- 21 The behaviorist who has used behavior as a part of the
- 22 selection process is biased and does not acknowledge the
- 23 need to look at skills, intelligence, attitudes and
- 24 beliefs.
- The amount of people who understand and use attitudes
- 26 for selection are biased and do not look at the other views
- 27 either. Generally all the people who are involved in
- 28 selection are biased and have trouble truly looking at a
- 29 job or position the way they should be viewed. No one
- 30 addresses the passions of individuals that can be met by
- 31 certain jobs. Selection asks, "What does it take to be a
- 32 key performer in a certain job?". While ways exist to

- 1 measure talent, there has not been a way to be able to find
- 2 a place to drop the talent in, i.e., match a job to the
- 3 talent.
- 4 Numerous and increasing attempts have been made to
- 5 create a system for hiring or identifying which persons
- 6 will be successful for particular jobs. A number of
- 7 testing systems have been developed and are in use. Many
- 8 focus on the technical competency of the potential
- 9 employee. Many focus purely on the behavioral
- 10 characteristics of the employee.
- One such system is described in U.S. Patent 5,551,880
- 12 (incorporated by reference herein). This system extracts
- 13 information from the potential employee through a
- 14 questionnaire. In the case of this patent, the
- 15 questionnaire probes the behavioral and value
- 16 characteristics of the individual. Those characteristics
- 17 are compared to behavioral and value characteristics that
- 18 are exhibited by persons successful in the particular job.
- 19 A computer can be used to keep track of the questionnaire
- 20 answers, their ratings, and their comparison to standards,
- 21 and a printout can be created which allows the employer to
- 22 evaluate the potential employee to see if they match up
- 23 with successful models for the job. Alternatively, the
- 24 system can be used to test existing employees to see if
- 25 they fit a job, or to help them improve in a job.
- 26 While the patented system described previously has
- 27 been found to be a much better predictor of employee
- 28 success for a job, there are still needs in the art. The
- 29 previously described system is focused on the people and
- 30 their characteristics. More emphasis, or at least
- 31 significant emphasis on what characteristics the job

- 1 requires, may lead to even better predictions of employee
- 2 success.
- There are currently discussions of "competency" for
- 4 jobs. See, for example, Parry, Scott B., "Just What is a
- 5 Competency?" June 1998 issue of TRAINING, pp. 58 63;
- 6 Klein, Andrews, L., "Validity and Reliability for
- 7 Competency-based system: Reducing Litigation Risks", Vol.
- 8 28, COMPENSATION & BENEFITS REVIEW, 07-17-1996, pp. 31(7).
- 9 While there is much discussion of competency, an effective
- 10 way to measure the talent of a person and then find a job
- 11 to maximize the talent of the person is not known.
- Therefore, there is a real need in the art for an
- 13 improvement regarding this question. It is therefore a
- 14 principal object of the invention to provide a system and
- 15 method that improves upon or solves the problems and
- 16 deficiencies in the art.
- 17. The many attempts to shift the focus of inquiry from
- 18 interviews and resumes to an evaluation of "competencies"
- 19 of potential employees beg the question—how does one define
- 20 "competencies" and which ones are relevant?
- There is no agreement on these questions. Many
- 22 attempts at using "competencies" mix hard skills, e.g.
- 23 technical competencies, with what are sometimes called
- 24 "soft skills", e.g. more behavioral related. Others come
- 25 up with generalized, "one size fits all" approaches.
- Some companies hire consultants to tailor competency
- 27 models to a particular company or job.
- 28 The problems with present attempts include inaccuracy,
- 29 biases, cost, and ineffectiveness. A "one size fits all"
- 30 approach does not take into account that different jobs
- 31 require different competencies. It also does not allow for
- 32 differences in company goals or philosophies.

- 1 A significant problem in many present competency based
- 2 systems is bias of the creator of the system. For example,
- 3 no matter how experienced or educated, a consultant or
- 4 system developer has patent or latent biases. They
- 5 invariably show up in the definitions, questions, and
- 6 processing of such systems. Also, a consultant many times
- 7 is affected by what the consultant perceives as the desired
- 8 outcome of the client.
- 9 Specific hiring of consultants is costly. Some charge
- 10 several thousand dollars a day. A customized system for a
- 11 company can cost tens of thousands of dollars. And, again,
- 12 biases are likely.
- 13 Also, the effectiveness of present systems is
- 14 questionable. Most are based primarily on the real or
- 15 perceived needs of the company, and not upon the needs of
- 16 the position. Therefore, many good candidates for
- 17 effective or even superior performance in a position are
- 18 not identified.

## 19 III. OBJECTS OF THE INVENTION

- Therefore, there is a real need in the art for
- 21 improvement in the way competencies are identified for good
- 22 performance in a job or position.
- 23 The present invention provides a method and apparatus,
- 24 which improves over or solves problems and deficiencies in
- 25 the art.
- Other objects, features and advantages of the present
- 27 invention include, but are not limited to:
- 28 1. A focus on first defining a job by competencies
- and the most important competencies.
- 30 2. Utilization of such a defined job to (a) screen
- potential employees for the job, (b) evaluate

11

12

13

14

15

16

17

19

20 21

22

23

24

25

1	existing employees in the job, (c) assist
2	interviewer of job applicants ask the right
3	questions, (d) develop employees, (e) develop
4	strategies for matching employees to jobs, and/or
5	(f) help with future business planning.

- Has greater accuracy.
- 4. Is quicker.
- 5. Is economical.
- 9 6. Is more flexible.
- 10 7. Is reusable.
  - 8. Diminishes or eliminates bias.
    - Assists in ultimate hiring decision.
    - 10. Is adaptable to number of jobs/uses.
    - 11. Can be computerized /automated.
      - 12. Is useable with other methodologies.
      - 13. Provides technology, methodologies and processes.

        for aligning the behaviors, attitudes and
        performance of individuals with organizational
        needs.
        - 14. Identifies, calibrates and prioritizes the competencies required to produce superior performance relative to specific positions.
    - 15. Includes a process for assessing an individual's performance against the competency requirements of their position.
- 16. Provides the framework for career development plans focused on developing the competencies required for superior performance.
- 29 17. Reinforces the behaviors necessary for superior 30 performance.
- 18. Identifies the behaviors that may hinder superior performance.

5

7

8

9

10

11

12

13

14

15

16

17

18

19

20

21

22

23

24

25

26

27

- 1 19. Minimizes the time required to develop competency models.
  - 20. Assists in the development of competency profiles that clarify job descriptions in terms of behavior.
  - 21. Provides a job-related basis for coaching and mentoring.
    - 22. Provides job-related links between the recruiting, selection and performance management processes for specific positions.
      - 23. Can be implemented using paper and pencil, Intranet or Internet.
      - 24. Provides methodologies for developing competencybased succession plans for key positions.
      - 25. Provides the framework for tailoring training and development programs to individual needs.
      - 26. Collects and interprets multiple inputs and perspectives on position requirements and performance issues.
      - 27. Clarifies where training and development investments will be cost effective and where they may not be justified.
    - 28. Provides insight into management or cultural biases on performance issues.
  - 29. Provides information that can assist new hires to understand what behaviors they will need to demonstrate in a specific position.
- 30. Provides a framework for assessing the impact of internal or external changes on the behaviors necessary for performance in a specific position.
- 31. Assists organizations to develop a baseline for an inventory of their current workforce competencies.

- 1 32. Provides a competency-based framework for workforce planning.
- 33. Provides objective, job-specific language for4 appraising performance.
- 34. Assists in the development of a competency-based compensation system.
- 7 35. Provides a methodology for clarifying the shifts 8 in importance of soft skill competencies between 9 positions represented in career ladders or within 10 job families.

These and other objects, features, and advantages of the present invention will become more apparent with the accompanying specification and claims.

### 14 IV. SUMMARY OF THE INVENTION

The present invention comprises a system and method

16 for analyzing a job or work position and then evaluating

17 applicants for the position to determine if their

18 characteristics will make them high performers in the

19 position. The present invention is particularly useful

20 relative to jobs or positions that have human interaction,

21 either with persons in side the company, e.g. co-workers,

22 or persons outside the company, e.g. customers, suppliers,

23 etc.

24 First, a set or family of characteristics, herein

25 called Competencies, specifically related to observable

26 behaviors in the workplace for most jobs or positions is

27 defined.

28 Second, one or more persons familiar with the

29 position, and preferably highly performing individuals in

30 the position, are interrogated regarding the Set of

31 Competencies. Optionally, not only are the individuals

- 1 queried for skills needed to have high performance in the
- 2 job, but also the values/attitudes and others traits or
- 3 characteristics that seem to match up with high performance
- 4 in the job. Other characteristics that can be tested are
- 5 risks involved individually or for the company with the
- 6 job, beliefs associated with high performers in the job,
- 7 and intelligence.
- 8 Third, the responses are analyzed from the standpoint
- 9 of the interrogations. The manner in which the
- 10 Competencies relate to a given job can then be analyzed.
- 11 At least some Competencies are related to skills,
- 12 attitudes/values, and/or behavioral traits. Risks could
- 13 also have identified factors, as could others, if desired.
- 14 Biases are dealt with or removed by using observable
- 15 behaviors in a job to define the job and by surveying a set
- 16 of high performers relative to these observable behaviors.
- 17 From those Competencies, essential Competencies for
- 18 the particular job can be identified. They are correlated
- 19 with skills, attitudes/values, and/or behavioral traits.
- 20 From this key Competencies identification, a plan of
- 21 action can be developed to better interview and identify
- 22 those candidates for the job that are most likely to be
- 23 high performers. Specific questions for interviews can be
- 24 fashioned. If the key Competencies are identified in the
- 25 candidate, the candidate is likely to be a high performer,
- 26 even if the resume or the personal opinion of the
- 27 interviewer suggests otherwise.
- 28 Alternatively, the report can be shared with existing
- 29 employees or workers to assist them to develop the
- 30 Competency for a certain job, or to assist them to improve
- in the present job with a very specific development
- 32 program.

#### 1 V. BRIEF DESCRIPTION OF THE DRAWINGS

- 2 Figure 1 is a diagrammatic view of a system according
- 3 to an embodiment of the present invention.
- Figure 2 is a flow chart of the method of using the
- 5 system of Figure 1 according to the invention.
- 6 Figures 3A to 3U are an example of a Position Survey
- 7 used with the method of Figure 2, including indicia to
- 8 assist in an understanding of a method of processing the
- 9 Position Survey.
- Figures 4A and 4B are tables used in processing the
- 11 Position Survey.
- Figures 5A and 5B are tables used in processing the
- 13 Position Survey.
- 14 Figures 6 A to 6AB are an example of a master Position
- 15 Report used to create specific Position Reports for a
- 16 variety of jobs or positions from results of a Position
- 17 Survey.
- 18 Figures 7A to 7N are a hypothetical specific Position
- 19 Report for a first job.
- 20 Figures 8A to 8P are a hypothetical specific Position
- 21 Report for a second job.
- 22 Figures 9A to 9P are a hypothetical specific Position
- 23 Report for a third job.
- 24 Figures 10A to 10P are a hypothetical specific
- 25 Position Report for a fourth job.
- 26 Figure 11 is a flow chart for an optional procedure
- 27 for validating a Position Report.
- 28 Figures 12A to 12K are an example of a Personal
- 29 Competency Inventory that can be used with the method
- 30 according to the invention, including indicia to assist in

- 1 an understanding of a method of processing the Personal
- 2 Competency Inventory.
- Figure 13 are tables used on processing of the
- 4 Personal Competency Inventory.
- 5 Figures 14A and 14B are a hypothetical example of a
- 6 Personal Competency Inventory Report.
- 7 Figure 15 is an example of a Feedback Survey for a
- 8 person performing the job.
- 9 Figure 16 is an example of a Feedback Survey for the
- 10 superior to the person performing the job.
- 11 Figure 17 is an example of a Feedback Survey for
- 12 peers, subordinates, or others relative to the person
- 13 performing the job.
- 14 Figures 18A to 18I are a hypothetical example of a
- 15 Feedback Report for a Feedback Survey of Figures 15-17.
- 16 Figures 19A to 19D are a hypothetical example of an
- 17 additional Feedback Report for a Feedback Survey of Figures
- 18 15-17.
- 19 Figure 20 is an example of a hypothetical Interview
- 20 Record for a first job applicant that could be used with
- 21 the invention.
- Figure 21 is an example of a hypothetical Interview
- 23 Record for a second job applicant that could be used with
- 24 the invention.
- 25 Figure 22 is an example of a hypothetical Interview
- 26 Record for a third job applicant that could be used with
- 27 the invention.
- 28 Figure 23 is an example of a hypothetical Interview
- 29 Candidate Comparison used with Figures 20-22.

### 1 VI. DETAILED DESCRIPTION OF A PREFERRED EMBODIMENT

#### 2 A. Overview

- 3 The preferred embodiment will be described with
- 4 respect to analyzing a potential candidate for a position
- 5 or job in a company. It is to be understood that the
- 6 invention can be utilized for a variety of types of jobs or
- 7 positions, indeed for most.
- 8 A set of observable behaviors, identified as being
- 9 pertinent to most jobs is defined. This Set of
- 10 Competencies is used to an analysis of the job or position
- 11 in question. A questionnaire called a Position Survey (see
- 12 Figure 3) is created by this analysis using the Set of
- 13 Competencies. The questionnaire is taken by people
- 14 (subject mater experts) who know the job at issue.
- Based upon the answers to the questions, which probe a
- 16 variety of Competencies, a profile of the job is produced.
- 17 By having these in hand, the company can interview
- 18 applicants to find out which persons have not only the
- 19 skills for the job, but also the behaviors,
- 20 values/attitudes, and risk level for the company.
- 21 This allows a set of interview questions to be
- 22 produced to pull out information from the interviewee to
- 23 allow an unbiased assessment of whether the interviewee not
- 24 only meets skills requirements but also most likely has the
- 25 passion for the job. Stated differently, it is a way to
- 26 characterize the job, not by technical competency alone,
- 27 but also by what might be exciting and stimulating to
- 28 certain types of people. It allows an almost automated way
- 29 (bypassing interviewer biases) of identifying the right
- 30 persons for the right job. Because the questionnaire of
- 31 several high performers provides the blueprint for the

- 1 right person for the job, when the person answers certain
- 2 questions the right way during the interview, the
- 3 interviewer basically just watches for those "right"
- 4 answers, and when received is compelled to hire the person,
- 5 even if the interviewers biases suggest otherwise.
- 6 Patent 5,551,880 looked at behaviors and values based
- 7 on what persons saw in themselves. The present invention
- 8 profiles the job in more of a complete sense; i.e. not only
- 9 behavior and values, but also skills needed and optionally,
- 10 the intelligence and any hard skills. Still further, the
- 11 point of reference of looking at these different areas is
- 12 from the needs of the job, not from how people rate
- 13 themselves about the job. It is relatively easy to match a
- 14 person's skills with a job, but what about motivation?
- 15 Does that person have the passion to do the best in the
- 16 job? Applicants sometimes do not know their own
- 17 competencies or are reluctant to disclose their weaknesses.
- 18 The present invention bypasses these problems with
- 19 traditional interviews by profiling the job for high
- 20 performance, and then subtly, probing the interviewee both
- 21 head-on (for skills) and obliquely (behavior traits,
- 22 values/attitudes) to see if the person has the passion to
- 23 highly perform in the job, even if demonstrating good
- 24 skills and aptitude.

### 25 B. Environment

- The embodiment described herein is used to either
- 27 evaluate potential employees for a position in a company,
- 28 to evaluate a current employee in a position within a
- 29 company, or to evaluate a job or position in a company so
- 30 that a more effective strategy of obtaining correct

- 1 employees or more correctly planning the future of a
- 2 company can be accomplished.
- 3 The described embodiment utilizes what is called in
- 4 the art a "competency model". Such competency models have
- 5 been widely discussed in the literature. For example, see
- 6 Boyatzi, Richard, "The Competency Manager: A Mode For
- 7 Effective Performance", John Wiley & Sons. (1982); and
- 8 Spenser and Spenser, "Competence At Work", John Wiley &
- 9 Sons (1993). As discussed previously herein, existing
- 10 competency models do not agree with one another; and more
- importantly, focus on deriving competencies, no matter how
- 12 defined, of a potential or existing employee.
- 13 The present invention starts with a definition of
- 14 competencies that is based upon behaviors and values such
- 15 as are defined in the co-owned, issued U.S. Patent
- 16 5,551,880. Thus, the competencies are founded in the soft
- 17 skills or more intangible aspects of a person's inherent
- 18 make-up, as opposed to education, work experience, or
- 19 technical ("hard") skills. Secondly, the methodology is
- 20 based on first characterizing the job or position, as
- 21 opposed to the person being evaluated for the job.
- 22 The invention can be useful in a number of ways. It
- 23 will be first described with regard to evaluation of
- 24 potential employees for a job.

#### 25 C. Definitions

- 26 Some definitions will assist in an understanding of
- 27 this description:
- 28 "Position" means a job in a given organization.
- 29 "Position Survey" means an initial questionnaire given
- 30 to persons familiar with a position to derive competencies

- 1 deemed required for superior performance in such a
- 2 position.
- "Position Report" means a description of required
- 4 competencies for superior performance for a position based
- on the Position Survey(s), and can include discussion of
- 6 approaches for identifying prospects for the position and
- 7 interviewing such prospects.
- 8 "Personal Competency Inventory" means a survey
- 9 intended for a potential employee for the purpose of
- 10 evaluating the potential employee's competencies related to
- 11 the position.
- "Feedback Survey" means a survey intended for any or
- 13 all of an existing employee, an employee's superior(s),
- 14 that employees peer(s), that employee's subordinate(s), or
- 15 others having some relationship with the position.
- 16 "Feedback Report" means a description of the results
- 17 from one or more "Feedback Surveys".
- "Interview Record" means a form useful for an
- 19 interviewer relative to an interviewee.
- "Interview Candidate Comparison," means a form for an
- 21 interviewer to help compare a plurality of interview
- 22 candidates.
- 23 "Competency", as used herein, means a behaviorally-
- 24 related observable characteristic in the workplace relative
- 25 to a particular job from the Set of Competencies defined
- 26 herein.
- "Set of Competencies", as used herein, means a
- 28 specific family of Competencies.

#### 29 D. Apparatus

- 30 Figure 1 illustrates a basic apparatus for using the
- 31 system 10 according to the invention. A computer 12 would

- 1 include software 14 and text files 16 stored in a database.
- 2 Computer 12 is capable of processing multiple Position
- 3 Surveys 20, Personal Competency Inventories 22, and
- 4 Feedback Surveys 24. Each of surveys 20, 22, and 24 can be
- 5 in electronic form, accessible to a potential employee at a
- 6 computer terminal, either near computer 12, or at a remote
- 7 cite. A communications network 16 (modem, Worldwide Web,
- 8 Intranet, etc.) can be used to communicate electronic
- 9 versions of these surveys.
- 10 Computer 12 processes the surveys according software
- 11 14 and can produce several types of output reports.
- 12 A computer can be used to more efficiently process
- 13 information according to the invention. Appropriate
- 14 hardware is within the skill of those skilled in the art.
- Patent 5,551,880 discloses ways in which the system of
- 16 the present invention could be practiced, including its
- 17 computerization and the use of questionnaires, the coding
- 18 and numerical characterization of the codings, and thus the
- 19 ability to process the information with a computer, and
- 20 provide an output report.
- 21 Software can be developed, as within the skill of
- 22 those skilled in the art, by following this description.
- 23 As illustrated in Figure 1, a Position Report 30 is
- 24 possible, based on Position Survey 20. A Personal
- 25 Competency Inventory report 32 can be produced based on
- 26 Personal Competency Inventory 22. A Feedback Report 34
- 27 could be produced based on Feedback Survey 24.
- 28 These are each described in more detail later.
- 29 Additional reports could be created such as a
- 30 comparison of Position Survey 20 with Personal Competency
- 31 Inventory 22 (see reference numeral 36). Similarly,
- 32 comparison of Personal Competency Inventory 22 (see

- reference numeral 36). Similarly, comparison of Position
- 2 Survey 20 with Feedback Survey 24 could be produced (see
- 3 reference numeral 38). Still further, other types of
- 4 reports can be created as will be appreciated.
- 5 A communication network 18 can also be used to
- 6 electronically transmit such reports to a desired location.
- 7 For example, e-mail, modem, Worldwide Web, Intranet, etc.
- 8 could be used to electronically communicate any of the
- 9 reports to a remote site for display on a computer or
- 10 printing of a hardcopy.
- 11 Subject matter experts could take Position Survey 20
- 12 at a personal computer and submit to an employment agency
- 13 in city A. Computer 12 could be located in city B. A
- 14 potential employer could be located in city C. The
- 15 potential employees, taking a Personal Competency Inventory
- 16 22 in city A could have it transmitted to computer 12 in
- 17 city B. Computer 12 could issue a report and send it
- 18 electronically to city C for use by employer, comparing
- 19 potential employee to the Position Report.

### 20 E. Methodology

- 21 Behind the surveys and reports created to define the
- 22 Competencies related to superior performance in a job the
- 23 identification, definition and selection of a family of
- 24 Competencies referred to herein as the Set of Competencies.
- 25 As previously discussed, much has been written about
- 26 "competencies". However, no agreement exists as to what is
- 27 a competency.
- 28 A standardized set, the Set of Competencies, is
- 29 established. The Set of Competencies have also been
- 30 derived from studies of foundational work on competency,
- 31 and on foundational work relating to behaviors and

- 1 values/attitudes. This is described in U.S. Patent
- 2 5,551,880.
- 3 Presently there are all sorts of definitions of what
- 4 comprises a "competency" related to jobs or performance.
- 5 As used herein, the Set of Competencies is selected as
- 6 being almost universally relevant to most jobs or positions
- 7 in the workplace. By relevant it is meant that across the
- 8 universe of potential jobs and positions, these are usually
- 9 possibly relevant, either as being very important to a job,
- 10 somewhat important, or not important. It is to be
- 11 understood that sometimes determining what is not important
- 12 for good performance in a job, can be very valuable to
- 13 accurately defining the job.
- 14 As can be appreciated, the Set of Competencies does
- 15 not directly relate to resumes, education, technical
- 16 experience, or prior job experience. They are "soft
- 17 skills", or in other words, "demonstrable, observable
- 18 behaviors".

### 19 (1) Set of Competencies

- "Set of Competencies", for purposed herein, means the
- 21 following Competencies with the following meanings:
- 1. Leadership/Management: Achieving goals and
- objectives through others.
- 24 2. Employee Development/Coaching: Facilitating and
- supporting the professional growth of others.
- 26 3. Team Work: Working effectively and productively
- with others.
- 28 4. Conflict Management: Addressing and resulting
- 29 conflict constructively.

13

14

15

16

17 18

19

- 1 5. Inter-Personal Skills: Effectively
  2 communicating, building rapport and relating well
  3 to all kinds of people.
- 4 6. Problem Solving/Decision Making: Anticipating, 5 analyzing, diagnosing and resolving problems.
- 7. Creativity/Innovation: Adapting traditional or devising new approaches, concepts, methods, models, designs, processes, technologies and systems.
- 8. Written Communication: Writing clearly, succinctly and understandably.
  - Customer Service: Anticipating, meeting or exceeding customer needs, wants and expectations.
  - 10. Flexibility: Agility in adapting to change.
  - 11. Goal Orientation: Energetically focusing efforts on meeting a goal, mission or objective.
  - 12. Planning/Organizing: Utilizing logical,
     systematic and orderly procedures to meet
     objectives.
- 20 13. Diplomacy: Effectively handling difficult or 21 sensitive issues by utilizing tact, diplomacy and 22 an understanding of organizational culture, 23 climate and/or politics.
- 14. Personal Effectiveness: Demonstrating
  initiative, self-confidence, resiliency and a
  willingness to take responsibility for personal
  actions.
- 28 15. Presenting: Communicating effectively to groups.
- 29 16. Negotiation: Facilitating agreements between two 30 or more parties.
- 17. Persuasion: Convincing others to change the way they think, believe or behave.

12

13

14

15

16

17

18

- 1 18. Empathy: Identifying with and caring about others.
- 19. Continuous Learning: Taking initiative in learning and implementing new concepts, technologies and/or methods.
- 6 20. Futuristic Thinking: Imagining, envisioning,
  7 projecting and/or predicting what has not yet
  8 been realized.
- 9 21. Decision Making: Utilizing effective processes 10 to make decisions.
  - 22. Self Management: Demonstrating self-control and an ability to manage time and priorities.
    - 23. Management: Achieving extraordinary results through effective manage of resources, systems, and processes.

Therefore, the Set of Competencies, here twenty-three of them, are specifically defined. As can be seen, each have a directly behaviorally- or attitude- related aspect.

The Set of Competencies is used in the system of surveys and reports to assist in defining the behaviorally and attitude related characteristics of a wide variety of jobs as follows.

## 23 (2) Position Survey

To provide a standardized system for first defining behaviorally-related Competencies for most jobs, a standardized Position Survey 20 is created. An example is shown at Figure 3. It is constructed as follows.

An introductory page (Fig. 3B) is for administrative use, for example, calling for a job code, company name, title of the position, and nature of position. It also calls for information about the respondent, the person

- 1 filling out the Position Survey, including identification
- 2 of Respondent and a code. Coding of the position and the
- 3 Respondent helps facilitate computer processing and
- 4 tracking.
- Instructions, both at an introductory page (Fig. 3C)
- 6 and continued throughout the Position Survey, key the
- 7 Respondent to answer based not on how they think they
- 8 perform in the position, or how they would like to perform,
- 9 or even how they think they or others should perform; but
- 10 rather on what the position requires for superior
- 11 performance.
- Some non-behaviorally-related factors can be elicited
- in a first section (Figs. 3D-E) of questions which surveys
- 14 the type of authority, responsibility, accountability,
- 15 consequences, and risks associated with the position. This
- 16 information can be very helpful in evaluating or defining a
- 17 position.
- 18 A second section (Figs. 3F-L) is directed towards
- 19 behavioral requirements for the position. The questions
- 20 are specifically constructed to elicit from a Respondent
- 21 the type of observable behavior(s) that are deemed
- 22 important in the position, and more specifically, the
- 23 questions are specifically constructed to elicit the type
- 24 of Competencies, from the Set of Competencies, the
- 25 Respondent feels are required for superior performance in
- 26 such a position.
- 27 A third section (Figs. 3M-3U) is directed at
- 28 situational events for the position, but is specifically
- 29 constructed to also elicit information from the Respondent
- 30 about Competencies, from the Set of Competencies, required
- 31 for superiors performance in such a position.

- 1 The way in which the Competencies are elicited from
- 2 the survey is as follows. At least some of the queries of
- 3 Sections 2 and 3 of the Position Survey 20 of Figure 3 are
- 4 pre-coded. This is indicated by the handwritten
- 5 letter/number combination to the right of some of the
- 6 answers to the questions of Sections 2 and 3 of Position
- 7 Survey 20 (Figures 3F-U). The hand-written letter/number
- 8 combination(s) do not appear on Position Surveys given to
- 9 Respondents. The correlation of those codings are stored
- 10 in computer 12, so that computer 12 knows which questions
- of Position Report 20 are related to which Competencies.
- 12 Therefore, the answer given by a respondent to any
- 13 such question implicates such Competency (ies).
- 14 Position Survey 20 is preferably given to one or more
- 15 persons that clearly understand the position at issue.
- 16 Preferably, these persons are selected who are themselves
- 17 high performers or perform at a superior level in the
- 18 position.
- 19 Figure 3 sets forth one such example of Position
- 20 Survey 20. This is one example only and is by no way a
- 21 limitation on what a Position Survey could contain or its
- 22 format or content.
- 23 As also indicated by hand-written letters relative to
- 24 certain questions in the Position Survey, the Position
- 25 Survey can use the methodology of U.S. Patent 5,551,880 to
- 26 simultaneously probe the Respondent for behavior and value
- 27 characteristics relative to the job. Hand-written letters
- 28 to the left and below certain questions (D, I, S, or C) are
- 29 the same as disclosed in U.S. Patent 5,551,880 and
- 30 reference can be taken to that patent for ways in which
- 31 such can be processed. Computer 12 knows which questions
- 32 from the Position Survey relate to which behaviorally-

- 1 related factors from the methodology of U.S. Patent
- 2 5,551,880.
- 3 Likewise, the handwritten letters (Identified with T,
- 4 U, A, S, I, Tr), the attitude being measured, to the right
- 5 and below certain questions in Figure 3 sections 2 and 3
- 6 are the same or similar to the values coding set forth in
- 7 U.S. Patent 5,551,880. Computer 12 would be programmed
- 8 accordingly.
- 9 Thus, Position Survey 20 is pre-designed to present a
- 10 Respondent with queries, some of which directly relate to
- 11 the Set of Competencies.
- 12 A Respondent goes through the Position Survey, and if
- 13 he/she follows the directions, will answer the queries
- 14 accordingly. The answers can be electronically recorded.
- 15 However, it could be manually filled out.

### (3) Processing the PS

- 17 The responses to Position Survey 20 are processed as
- 18 follows.
- The questions in the first section (Figs. 3D-3E) are
- 20 also pre-coded in computer 12 (shown by hand-written
- 21 letter/number combinations (to the right of certain
- 22 queries). Figure 4A shows the scoring key for the first
- 23 section. If a Respondent places a check in the blank next
- 24 to a query that has B1, that element is rated by computer
- 25 12 as being "slight", that is, slightly relevant to the
- 26 position. A check for a query coded B5 would be rated
- 27 "major", of major relevancy to the position.
- 28 Similarly, codings P1 to P5 and A1-A5 are handled in a
- 29 similar way. Queries coded to B1-B5 relate to the job
- 30 element accounts for results. Queries coded P1-P5 are

- 1 related to the job element results through people. Queries
- 2 coded A1-A5 are related to the job element authority.
- 3 As shown in Figure 4B, the answers of the Respondent
- 4 to section 1 of the Position Survey can be combined into a
- 5 rating for each of the job elements "Responsibility for
- 6 Results", "Responsibility for Result Thorough People",
- 7 "Authority", and "Organizational Risks". These ratings can
- 8 complement Competency and/or behavior/values ratings in
- 9 defining the job and assist in the selection process and
- 10 performance management.
- 11 The second and third sections of a Position Survey of
- 12 Figure 3 are evaluated and processed as follows. First,
- 13 the questions from those sections relate to each of 23
- 14 competencies from the Set of Competencies. This is
- 15 indicated by the hand-written numbers placed to the left
- 16 side underneath the questions of Sections 2 and 3. These
- 17 numbers reflect the competency or competencies being
- 18 evaluated by each questionnaire to the numbers in the list
- 19 of the Set of Competencies previously given. Again, the
- 20 hand-written numbers placed near the questions of sections
- 21 2 and 3 of the Position Survey of Figure 3 are to allow an
- 22 understanding of how different ones of the questions are
- 23 coded relative to different Competencies. The hand-written
- 24 numbers would not appear on the Position Survey, but would
- 25 be stored in computer 12 and correlated to the relevant
- 26 questions.
- 27 Each taker of Position Survey 20 will answer all the
- 28 questions related to each of the 23 of the Set of
- 29 Competencies. Figure 5A illustrates an example of the
- 30 distribution of the nine questions per each of the 23
- 31 Competencies throughout sections 2 and 3 of the Position
- 32 Survey.

- 1 The Respondent would answer each of the questions of
- 2 sections 2 and 3 by indicating a value between 1 and 5 (see
- 3 Figures 3F to 3U). Depending on those answers, each of the
- 4 23 of the Set of Competencies will be ranked by the survey
- 5 taker between a ranking of "essential" to "not necessary"
- 6 in Section 2, in between a ranking of "extensive" to "very
- 7 little" in Section 3. Points are assigned to each answer.
- 8 For example, if the answer to question 1 is given as
- 9 "essential", having a numerical value of "one" in Position
- 10 Survey 20, a coding numerical value of "six" is given
- 11 meaning that it has been given the most importance. If a
- 12 "two" is circled, it is given a point rating of "five" and
- 13 so on, so that if a "six" rating is circled, the numerical
- 14 value is "one".
- The most points available for a given competency would
- 16 be 54 (nine questions times six possible points). The
- 17 least value would be 9 (nine questions times one).
- In this manner, software 14 of computer 12 can
- 19 calculate which of the 23 competencies is ranked between
- 20 "very important" and "not important" by the survey taker in
- 21 the following manner.
- 22 If a Competency receives a score greater than 83% of
- 23 the maximum score of 54 (that is, a score of 45 or more) is
- 24 then ranked as "very important" for the job. Any
- 25 Competency receiving a score of between 51% and 82% of
- 26 possible 54 points (that is, a score of between 28 and 45)
- 27 is rated as "important" for the job. Competencies scoring
- 28 50% or under of maximum possible score (under 28 points)
- 29 are ranked as "not important" for the job.
- It is also to be understood that many of the questions
- 31 in Position Survey 20 are intentionally derived from
- 32 behaviors or values/attitudes as described in detail in

- 1 U.S. Patent 5,551,880. Hand-written codes are set forth in
- 2 Figure 3, Sections 2 and 3, indicating correspondence of
- 3 certain questions to behaviors and values (see Figure 5B
- 4 for summary of how behavior and values codings are
- 5 distributed between sections 2 and 3 of the Position Survey
- 6 of Figure 3). Letters to the left below questions and
- 7 Sections 2 and 3 indicate relationship to values coding (T,
- 8 U, A, S, I, Tr) according to the 5,551,880 patent. Letters
- 9 to the right below questions and Sections 2 and 3 of Figure
- 10 3 relate to values coding from 5,551,880 patent. Thus, an
- 11 interface between questions of Position Survey 20, and the
- 12 Set of Competencies, and the behavior/values of the
- 13 5,551,880 patent are utilized. By this combination, we can
- 14 determine fi the competency comes from nurture or nature.
- Reference can be taken to U.S. Patent 5,551,880
- 16 regarding how questions are coded, processed, and scored
- 17 relative to behaviors and values.
- Thus, a set of Respondents (one or more, preferably
- 19 one to ten) who have knowledge about the position
- 20 (preferably are high performers) take the Position Survey
- 21 and define the job by the correlation of queries in the
- 22 Position Survey to the 23 Competencies of the Set of
- 23 Competencies.

# 24 (5) Position Reports

- 25 Figures 6-10 illustrate Position Reports 30. Figure 6
- 26 will be called a Master Position Report because it contains
- 27 basically a complete listing of all the possible text files
- 28 that could be utilized for each of the 23 of the Set of
- 29 Competencies. It also shows the basic format for Position
- 30 Report 30.

- 1 The Position Report is created by computer 12 from the
- 2 results it processes from the Position Survey. Computer 12
- 3 can process a Position Survey from one Respondent or
- 4 integrate Position Surveys from a plurality of Respondents.
- 5 A description page (e.g. Figure 6B) explains the
- 6 Position Report.
- 7 Then, a hierarchy of competencies is set forth (Figure
- 8 6C). This is simply based on which of the 23 of the Set of
- 9 Competencies receives enough points to fit into the "very
- important" class, "important" class, or "not important"
- 11 class. The viewer of Position Report 30 can then quickly
- 12 see which competencies are deemed very important,
- important, or not important for the job.
- 14 Secondly, Position Report 30 can include a section
- 15 called "Distribution of Competency Rankings" (Figure 6E).
- 16 Each respondent to Position Survey 20 would have a ranking
- in order of importance of the 23 competencies, which would
- 18 be shown in this distribution. Discrepancies between
- 19 different respondents could then be evaluated. It could
- 20 point out certain competencies are indeed less important
- 21 relative to others. It could also show a discrepancy that
- 22 would assist in understanding of the position or create
- 23 questions that could be evaluated to see if there is a
- 24 reason for any inconsistencies.
- 25 Third, the report can contain "key characteristics of
- 26 the position" (See Figure 6F). This is related most
- 27 directly to Section 1 of Position Survey 20, as previously
- 28 explained with respect to Figure 4B.
- 29 Thereafter, text files from text file 16 are available
- 30 to construct a "Summary of Top Competencies" (Figs. 6G to
- 31 6M). In Figure 6, all text files for all of the 23
- 32 Competencies are set forth to show the different summaries

- 1 for each Competency. In an actual Position Report, only a
- 2 few of the Competencies would normally be reported. It is
- 3 believed that five to seven of the highest ranked
- 4 competencies is all that is required to give a good
- 5 characterization of the position.
- 6 Finally, Figures 60-6AB show the set of text files
- 7 that are available to create behavioral interview
- 8 questions. Such questions would give an interviewer the
- 9 type of questions needed to find out or verify whether a
- 10 job applicant fits the Competency model of the position
- 11 defined by the Position Survey.
- Figures 7, 8, 9, and 10 are hypothetical Position
- 13 Reports 30 for four different jobs; namely, an automobile
- 14 salesperson (Figure 7), a vice president of marketing
- 15 (Figure 8), a computer programmer (Figure 9), and a
- 16 customer service representative (Figure 10). As can be
- 17 seen in comparing Figure 7-10, the hierarchy of
- 18 competencies varies for each. For example, the automobile
- 19 salesperson report 30 has only one "very important"
- 20 competency common namely customer service. However,
- 21 looking at the distribution of competency rankings, the two
- 22 respondents to Position Survey 20 actually had four
- 23 competencies ranked as "very important". This was
- 24 interpreted as meaning that only customer service was truly
- 25 "very important", because the competencies of "persuasion",
- 26 "interpersonal skills", and "goal orientation" were never
- 27 ranked at level 1 by either respondent. The summary of
- 28 competencies reprinted text files regarding the top seven
- 29 ranked competencies by the respondents.
- In comparison, Figure 8 had 19 "very important"
- 31 competencies. However, again, only the top seven were
- 32 summarized.

- 1 Figure 9 also had one "very important" competency
- whereas Figure 10 has three.
- Note also that Position Report 30 can contain other
- 4 information. As shown in Figures 8-10, work environment
- 5 (behavioral related characteristics for the position) can
- 6 be summarized as can attitude or values related
- 7 characteristics.
- In addition, specific interview questions can be
- 9 generated from text files 16 relative to each of the
- 10 competencies determined to be most important for the
- 11 position.
- 12 It can therefore be seen that the Position Survey,
- 13 probing respondents for behaviors and values related
- 14 competencies from the selected Set of Competencies, allows
- 15 a definition of the job to be created in a Position Report
- 16 30. The job thus quantified, is defined in terms of the
- 17 type, the inherent behaviors of the person, and the
- 18 attitudes or values of the person, that would provide
- 19 superior performance for the job. This is different from
- 20 evaluating a resume, or evaluating a person based just on
- 21 interview. It is deriving a description of the job itself
- 22 by listening to the behavioral and values traits that are
- 23 articulated in the answers to the Position Survey by
- 24 persons who do perform well in the job.
- Once the most important competencies are identified
- 26 for the job, a strategy for finding the correct and best
- 27 candidates for the job can be created. Behavioral and
- 28 attitude characteristics are summarized and listed in the
- 29 Position Report. Interview questions are even created.
- 30 Figure 2 summarizes by flowchart for the previously
- 31 described process. The actual position is first identified
- 32 (50). Preferably, one to ten persons who clearly

- 1 understand the position are selected to take Position
- 2 Survey 20 (52).
- 3 If Position Survey 20 is available in hardcopy or a
- 4 form that can be directly displayed to the respondents
- 5 (54), the appropriate Position Survey 20 is selected (56),
- 6 printed (possibly from an Internet site) (58), copies are
- 7 made for the appropriate number of persons (60) and an
- 8 orientation session is held (62).
- 9 Selected persons take the questionnaire (64, 66, and
- 10 68) and a "Position Folder" is created (70) to hold the
- 11 questionnaires.
- 12 The responses of the respondents can be keyed into a
- 13 computer (72) or stored on a storage medium such as a
- 14 diskette. The responses in electronic form could be sent
- 15 via Internet (74) or mailed (76) for processing.
- 16 Alternatively, the respondents could be given
- 17 electronic versions of Position Survey 20 on diskette.
- 18 They could electronically complete the survey, the
- 19 diskettes could be collected, and either electronically or
- 20 physically sent for processing by computer 12.

# 21 (6) Optional Debriefing

- 22 Figure 11 illustrates how Position Report 30 can be
- 23 handled. The entity interested in the Position Report 30
- 24 (for example the company) would receive report 30 (90) and
- 25 review the report (92). If there is no disparity on
- 26 respondents' rankings or if any disparity is not of concern
- 27 (94) the end user or customer can use the report for job
- 28 description (120), future planning (122) or interviewing
- 29 (112).
- Note, however, that it is contemplated that a customer
- 31 may want to meet with respondents to Position Survey 20

- 1 after it has been completed (96), review the definitions of
- 2 competencies (98) and get an agreement on the most
- 3 important competencies for the position (100) before using
- 4 Position Report 30 further.
- 5 As shown in Figure 11, Position Report 30 could even
- 6 be used to change the job description (114, 116, 118, 130).
- 7 Still further, it can be used to weigh competencies (106)
- 8 as will be described later.
- 9 If a disparity in rankings is of concern, a meeting
- 10 with respondents can take place (124) and the process
- 11 repeated (126) to try to get better consensus (128).

### 12 F. Alternatives, Features, Options

- The included preferred embodiment is given by way of
- 14 example only, and not by way of limitation to the
- 15 invention, which is solely described by the claims herein.
- 16 Variations obvious to one skilled in the art will be
- 17 including within the invention defined by the claims.
- 18 For example, surveys regarding other competencies or
- 19 hard skills could be added to Position Survey 20 and
- 20 Position Report 30. This could also assist an interviewer,
- 21 or help define a job.
- 22 Additionally, as stated previously, live discussion or
- 23 debriefing of a Position Report with respondents or other
- 24 parties could be conducted to fine-tune or alter a
- 25 description of the job. It is not required.
- 26 Still further, after obtaining a definition of a job
- 27 through use of a Position Survey, and then producing a
- 28 Position Report, other actions related thereto could be
- 29 taken, such as are discussed below.

## (1) Personal Competency Inventory (PCI)

- Figure 12 sets forth a hypothetical Personal
- 3 Competency Inventory. Such an inventory is focused upon
- 4 gaining information from a potential employee.
- 5 A first section (Fig. 12 B) asks the person to
- 6 characterize how he/she thinks others would describe
- 7 his/her behaviors.
- 8 Second 2, Figures 12C-12H, probe the person's feelings
- 9 or beliefs about different job related situations, while
- 10 section 3 (Figures 12G-12K) directly probe the person's
- 11 career accomplishments related to our competency model.
- 12 As shown in handwriting to the right of the questions
- in sections 2 and 3 of the PCI of Figure 12, the
- 14 relationship of certain questions to certain competencies
- 15 from the Set of Competencies is set forth. The alpha-
- 16 numeric pair coded next to question in Personal Competency
- 17 Inventory 22 are pre-correlated to the twenty-three
- 18 Competencies from the Set of Competencies, i.e. P20 relates
- 19 to the twentieth listed Competency in the Set of
- 20 Competencies listed earlier.
- 21 Figure 13 illustrates the number of questions from PCI
- 22 sections 2 and 3 that relate to which Competencies of the
- 23 Set of Competencies. The PCI is utilized to try to gauge a
- 24 potential employee's characterization of his or her own
- 25 competencies (related to the Set of Competencies).

## 26 (2) Personal Competency Inventory Report

- 27 Figure 14 illustrates the results of an evaluation of
- 28 Personal Competency Inventory 22 of Figure 12. The self-
- 29 perceived competencies of the potential employee are ranked
- 30 in order based on how the person answered the questions of
- 31 sections 2 and 3 of the PCI.

24

- 1 From the Personal Competency Inventory Report 32, an
- 2 employer can compare the same with a Position Report 30.
- 3 The employer can select candidates for the position based
- 4 on the highest correlation between report 30 and report 32.
- 5 Report 30, if it includes interview questions, can then be
- 6 used advantageously by the employer to further probe
- 7 whether the selected candidates fit the competency
- 8 requirements of Position Report 30.
- 9 Therefore, by utilizing both reports 30 and 32, an
- 10 employer is given the tools to evaluate perspective
- 11 employees based on the Set of Competencies related to
- 12 behavior and values and the competencies deemed by
- incumbents in the position that perform at a high level, to
- 14 be the most important such competencies.

## (3) Feedback Survey

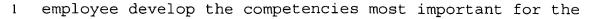
16 It can also be advantageous for a company to track the

17 performance of an employee. System 10 allows this as

- 18 follows. Periodically, an employee functioning in a
- 19 position, as well as others such as a superior, one or more
- 20 subordinates, or one or more peers, can take a Feedback
- 21 Survey such as shown in Figures 15-17. The competencies
- 22 previously described are used to evaluate present employees
- 23 using the Feedback Survey.

## (4) Feedback Report

- 25 The answers to Feedback Reports 24 of Figures 15-17
- 26 can then be compiled in a Feedback Report 34 such as shown
- 27 in Figures 18 and 19. The views of others regarding the
- 28 employee, as well as the employee's own use, are then
- 29 quantified. Variations in those results can then be
- 30 compared. This can be very helpful in assisting the



- 2 job. It can also be used to determine whether a certain
- 3 employee is not the correct fit for a job.

#### (6) Interview Candidate Record

5 Figures 20-22 illustrate forms that can be used by an

- 6 interviewer while interviewing several different candidates
- 7 for a position. Figures 20 and 21 are hypothetical
- 8 examples for two different candidates for the same job.
- 9 The top five competencies from the Position Report 30 are
- 10 set forth in the Interview Candidate Record. Weighting of
- 11 the importance of the competency to other competencies is
- 12 set forth, as well as a ranking from the personal
- 13 competency index taken by the employee.
- A weighting result is achieved by multiplying the two.
- 15 Summation of those products gives a total score for the
- 16 candidate. The form also allows the interviewer to write
- 17 notes regarding the rating for future reference. Finally,
- 18 Figure 23 illustrates a comparison chart of the top five
- 19 competencies for each of the candidates to assist in a
- 20 selection process for the position.

21

4

## 22 VII. CLAIMS

23

A method of developing criteria of performance for a job position comprising:

1.

(a) defining a set of observable behavioral characteristics relevant to a performance in jobs;